

1 J. Andrew Coombs (SBN 123881)  
andy@coombspc.com  
2 Annie S. Wang (SBN 243027)  
annie@coombspc.com  
3 J. Andrew Coombs, A Prof. Corp.  
517 East Wilson Avenue, Suite 202  
4 Glendale, California 91206  
Telephone: (818) 500-3200  
5 Facsimile: (818) 500-3201

6 Attorneys for Plaintiff  
Adobe Systems Incorporated

7  
8 Todd Bennett  
3138 West Dunbar Drive  
Phoenix, Arizona 85041

9 Defendant, *in pro se*

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO)

12  
13 Adobe Systems Incorporated,  
14 Plaintiff,  
15 v.

16 Todd Bennett, an individual and d/b/a Tonic  
Enterprises, and Does 1 – 10, inclusive,  
17 Defendants.

)  
) Case No. C08-1545 MMC  
)  
) STIPULATION TO EXTEND TIME TO  
) RESPOND TO COMPLAINT AND  
) REQUEST TO CONTINUE CASE  
) MANAGEMENT CONFERENCE  
)  
)  
)

18  
19 PLAINTIFF, Adobe Systems Incorporated (“Adobe” or “Plaintiff”) by and through its  
20 counsel of record, J. Andrew Coombs, of J. Andrew Coombs, A P.C., and Defendant Todd  
21 Bennett, an individual and d/b/a Tonic Enterprises (“Defendant”), *in pro se*, hereby stipulate and  
22 agree as follows:  
23

24 WHEREAS the Complaint was filed in the above-captioned matter on or about March 20,  
25 2008;

26 WHEREAS Plaintiff caused the Summons and Complaint to be served on Defendant on or  
27 about April 5, 2008;  
28

1 WHEREAS Defendant's time to respond to the Complaint was to initially occur on or about  
2 April 25, 2008;

3 WHEREAS Adobe and Defendant filed a stipulation to extend time to respond to the  
4 complaint on or about April 23, 2008, which extended Defendant's time to respond to occur on or  
5 about May 25, 2008;

6  
7 WHEREAS Adobe and Defendant are attempting to resolve the claims alleged in the  
8 Complaint herein;

9 WHEREAS providing Defendant additional time within which to move, plead or otherwise  
10 respond to the Complaint will enable the Parties to continue to engage in meaningful settlement  
11 discussions;

12  
13 WHEREAS Defendant proposes to move, plead or otherwise respond to the Complaint in  
14 the event the Parties are unable to resolve this matter;

15 WHEREAS the Court set the Scheduling Conference in the above-captioned matter on July  
16 11, 2008, at 10:30 a.m.;

17 WHEREAS there have been no prior continuances requested by the Parties; and

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

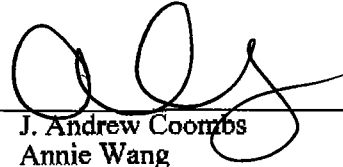
27 ///

28 ///

1 NOW, THEREFORE, Adobe and Defendant stipulate and agree that Defendant shall have  
2 through and until June 24, 2008, to respond to the Complaint and request that the Case  
3 Management Conference in the above captioned matter be continued until August 15, 2008, or a  
4 date thereafter acceptable to the Court.  
5

6 DATED: 6/11, 2008


J. Andrew Coombs, A Professional Corp.

7  
8   
9 J. Andrew Coombs  
Annie Wang

Attorneys for Plaintiff Adobe Systems Incorporated

10  
11 DATED: 6/9/08, 2008

Todd Bennett, an individual and d/b/a Tonic  
Enterprises

12  
13   
14 Todd Bennett, an individual and  
15 d/b/a Tonic Enterprises  
16 Defendant, *in pro se*  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Los Angeles, and not a party to the above-entitled cause. I am employed by a member of the Bar of the United States District Court of California. My business address is 517 E. Wilson Ave., Suite 202, Glendale, California 91206.

On June 11, 2008, I served on the interested parties in this action with the:

- STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT AND REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE
- [PROPOSED] ORDER GRANTING EXTENSION OF TIME TO RESPOND TO COMPLAINT AND CONTINUANCE OF CASE MANAGEMENT CONFERENCE

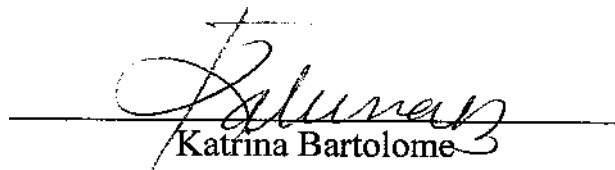
for the following civil action:

Adobe Systems Incorporated v. Todd Bennett, et al.

by placing a true copy thereof in an envelope to be immediately sealed thereafter. I am readily familiar with the office's practice of collecting and processing correspondence for mailing. Under that practice it would be deposited with the United States Postal Service on the same day with postage thereon fully prepaid at Glendale, California in the ordinary course of business. I am aware that on motion of the party served, service presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit.

Todd Bennett 3138 West Dunbar Drive Phoenix, Arizona 85041	<i>With Courtesy Copy to:</i> Mr. Brian Foster Snell & Wilmer 1 Arizona Center Phoenix, AZ 85004
--	--

Place of Mailing: Glendale, California.  
Executed on June 11, 2008, at Glendale, California.

  
Katrina Bartolome

1 J. Andrew Coombs (SBN 123881)  
2 *andy@coombspc.com*  
3 Annie S. Wang (SBN 243027)  
4 *annie@coombspc.com*  
5 J. Andrew Coombs, A Prof. Corp.  
6 517 East Wilson Avenue, Suite 202  
7 Glendale, California 91206  
8 Telephone: (818) 500-3200  
9 Facsimile: (818) 500-3201

6 Attorneys for Plaintiff  
7 Adobe Systems Incorporated

8 Todd Bennett  
9 3138 West Dunbar Drive  
10 Phoenix, Arizona 85041

11 Defendant, *in pro se*

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)

14 Adobe Systems Incorporated,

15 Plaintiff,

16 v.

17 Todd Bennett, an individual and d/b/a Tonic  
18 Enterprises, and Does 1 – 10, inclusive,

19 Defendants.

Case No. C08-1545 MMC

[PROPOSED] ORDER GRANTING  
EXTENSION OF TIME TO RESPOND  
TO COMPLAINT AND  
CONTINUANCE OF CASE  
MANAGEMENT CONFERENCE

20 On or about April 3, 2008, the Court set a Case Management Conference on July 11, 2008,  
21 at 10:30 a.m.

22 Plaintiff thereafter filed its Joint Stipulation to Extend Time to Respond to Complaint and  
23 Request to Continue the Case Management Conference to allow sufficient time to engage in  
24 settlement negotiations.

25 ///

26 ///

1 In light of the stipulation, the Defendant shall now have until June 24, 2008, to respond to  
2 the Complaint and the Case Management Conference currently on calendar for July 11, 2008, at  
3 10:30 a.m., is continued until \_\_\_\_\_, at \_\_\_\_\_.  
4

5 IT IS SO ORDERED:  
6

7 Dated:

Hon. Maxine M. Chesney  
United States District Judge, Northern District of  
California

10 PRESENTED BY:

11 J. Andrew Coombs, A Professional Corp.

12 By:   
13 J. Andrew Coombs  
14 Annie S. Wang

Attorneys for Plaintiff Adobe Systems Incorporated

15 Todd Bennett, an individual and d/b/a Tonic Enterprises

16 By:   
17 Todd Bennett, an individual and d/b/a  
18 Tonic Enterprises

19 Defendant, *in pro se*  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Los Angeles, and not a party to the above-entitled cause. I am employed by a member of the Bar of the United States District Court of California. My business address is 517 E. Wilson Ave., Suite 202, Glendale, California 91206.

On June 11, 2008, I served on the interested parties in this action with the:

- STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT AND REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE
- [PROPOSED] ORDER GRANTING EXTENSION OF TIME TO RESPOND TO COMPLAINT AND CONTINUANCE OF CASE MANAGEMENT CONFERENCE

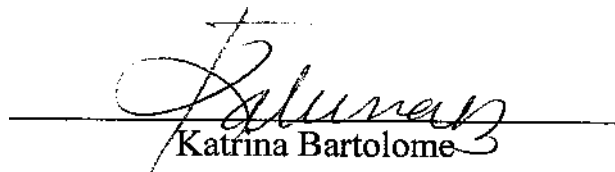
for the following civil action:

Adobe Systems Incorporated v. Todd Bennett, et al.

by placing a true copy thereof in an envelope to be immediately sealed thereafter. I am readily familiar with the office's practice of collecting and processing correspondence for mailing. Under that practice it would be deposited with the United States Postal Service on the same day with postage thereon fully prepaid at Glendale, California in the ordinary course of business. I am aware that on motion of the party served, service presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit.

Todd Bennett 3138 West Dunbar Drive Phoenix, Arizona 85041	<i>With Courtesy Copy to:</i> Mr. Brian Foster Snell & Wilmer 1 Arizona Center Phoenix, AZ 85004
--	--

Place of Mailing: Glendale, California.  
Executed on June 11, 2008, at Glendale, California.

  
Katrina Bartolome